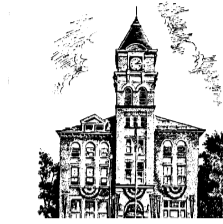


Town Board Meeting Agenda
July 7, 2008
Meeting No. 22

THIS MEETING IS BEING RECORDED



1. ***Roll Call:***
2. ***Pledge of Allegiance:***
3. ***Invocation - Donna Stempniak, Council Member***
4. ***Persons Addressing the Town Board (on prefiled or suspended resolutions only):***

The Town Board will hear the concerns of persons desiring to address the Town Board on any **prefiled or proposed suspended resolutions** for a period of thirty (30) minutes.

Procedure

1. Raise your hand and be recognized by the Supervisor.
2. Give your name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak on a single issue at a time. Individuals may address additional issues after all persons present have had an opportunity to be heard on their single issue.
5. Each speaker is limited to **five (5) minutes** unless the Town Board grants a speaker an extension of this time limit.

5. **Public Hearing:**
- 8:30 P.M. - Special Use Permit Application - Susan Ida Szwajda, Home Occupation, Massage Therapy
 - 8:35 P.M. - Amend Zoning Ordinance Map Change Petition - Niagara Lutheran Health Care Services - 5949, 5965, 5979, 5983 and 5987 Broadway
 - 8:40 P.M. - Amend V&T Ordinance Re: Parking & Standing Harris Hill Road & Genesee Street
 - 8:45 P.M. - Amend Ordinance Re: Open Container

6. ***Official Reports:***

7. ***Report of Town Board Committees:***

8. ***Presentations of prefiled resolutions by Council Members:***

1. Giza/ _____ Approve Minutes Of The Regular Meeting Of The Town Board Held June 16, 2008
2. Stempniak/ _____ Rescind Resolution Adopted June 16, 2008 Re: Amend Zoning Map Re: Petition Of Affordable Senior Housing Opportunities Of New York Inc 6026 Broadway [Zoning Map: Affordable Senior Housing Opportunities Of New York]
3. Stempniak/ _____ Amend Zoning Map Re: Petition Of Affordable Senior Housing Opportunities Of New York Inc 6026 Broadway [Zoning Map: Affordable Senior Housing Opportunities Of New York]

4. Amatura/ _____ Set Public Hearing Re: Special Use Permit Application Joanne Rocco Antiques etc Retail Store [Special Use Permit: Joanne Rocco]
5. Giza/ _____ Award Contract For Technical Services For Development Of Plans For Reuse Of Ambulance Garage To WATTS Architecture & Engineering PC [Purchasing, Services]
6. Stempniak/ _____ Authorize Subdivision Map Cover Filing Brookside Townhouses Subdivision [Brookside Townhouses Subdivision]
7. Giza/ _____ Endorse Band Shell Project [Band Shell]
8. Stempniak/ _____ Approve Site Plan Wal-Mart Stores [Site Plan: Wal-Mart Stores]
9. Giza/ _____ Appoint Parks & Recreation Seasonal Employee(s) [Seasonal Employee(s)]
10. Giza/ _____ Appoint Youth Bureau Seasonal Employee(s) [Seasonal Employees]
11. Giza/ _____ Appoint Highway Department Seasonal Employee(s) [Seasonal Employee(s)]
12. Ruffino/ _____ Authorize Agreement NYS Office Of Alcoholism & Substance Abuse Services Re: 2008 Drug Abuse & Prevention Programs [State Aid]
13. Stempniak/ _____ Grant Extension Of Site Plan Approval Friendly's Restaurant & Convenience Store [Site Plan: Friendly's Restaurant & Convenience Store]
14. Giza/ _____ Appoint Brian Firestone Police Officer [Firestone, Brian] - also- Appoint Shaun Dimino Police Officer [Dimino, Shaun]
15. Giza/ _____ Amend Compensation & Benefits Provided To Town Attorney [Salaries]
16. Giza/ _____ Approve Audited Claims
17. Stempniak/ _____ Acknowledge Issuance Of Building Permits

9. *Presentation of Communications By Town Clerk:*
(See Schedule Attached)

10. *Persons Addressing the Town Board (on any subject):*

The Town Board will hear the concerns of persons desiring to address the Town Board on any subject for a period of thirty (30) minutes.

Procedure

1. Raise your hand and be recognized by the Supervisor.
2. Give your name and address to the Town Clerk.
3. Speak directly to the Town Board members, not the audience, using the microphone provided.
4. Speak on a single issue at a time. Individuals may address additional issues after all persons present have had an opportunity to be heard on their single issue.
5. Each speaker is limited to **five (5) minutes** unless the Town Board grants a speaker an extension of this time limit.

11. *Adjournment:*

COMMUNICATIONS & REPORTS

299. Highway Superintendent to Planning Board Chairman -
Notice of no concerns regarding site plan of Greenfield Manor, s/s of Broadway.
DISPOSITION = Planning Committee
300. Highway Superintendent to Planning Board Chairman -
Notice of no concerns regarding final plat submission for Roseland Subdivision, Phase II.
DISPOSITION = Planning Committee
301. Roy Schneggenburger to Town Clerk -
Comments regarding meeting of June 16, 2008. DISPOSITION = Received & Filed
302. NYS DEC to Town Attorney -
Notice of Lead Agency Designation regarding proposed West Herr Toyota Dealership, east side of Transit Road, north of Genesee Street; comments noted. DISPOSITION = Planning Committee
303. General Crew Chief to Planning Board, Council Members Abraham, Ruffino, & Stempniak -
Notice from the Town Forestry Department of no concerns regarding site plan for Casey Machine Co., 74 Ward Road. DISPOSITION = Planning Committee
304. General Crew Chief to Planning Board, Council Members Abraham, Ruffino, & Stempniak -
Notice from the Town Forestry Department of no concerns regarding landscape plan for Greenfield Manor, 5953 Broadway. DISPOSITION = Planning Committee
305. General Crew Chief to Planning Board, Council Members Abraham, Ruffino, & Stempniak -
Recommendation to replace Green Ash trees with other approved varieties due to disease.
DISPOSITION = Received & Filed
306. Concerned Citizens to Town Board -
Petition requesting regular street sign for Primrose Lane. DISPOSITION = Highway Superintendent
307. NYS DEC to Town Attorney -
Notice of Lead Agency Designation regarding proposed Greenfield Manor rezone and extension; comments noted. DISPOSITION = Planning Committee
308. Erie-Niagara Tobacco-Free Coalition to Town Board -
Letter of apology regarding sponsored event held on May 23, 2008. DISPOSITION = Received & Filed
309. Erie County Department of Health to Salvatore N. Balesteri -
Enclosure of Certificate of Approval of Realty Subdivision Plans for Roseland Subdivision, Phase 2. DISPOSITION = Planning Committee
310. NYS DEC to Town Attorney -
Notice of Lead Agency Designation regarding proposed Greenfield Apartment addition; comment noted. DISPOSITION = Planning Committee
311. NYS DEC to Town Attorney -
Notice of Lead Agency Designation regarding proposed Casey Machine Company addition, 74 Ward Road; comments noted. DISPOSITION = Planning Committee
312. Town of Orchard Park to Town Board -
Transmittal of resolution regarding proposal to amend Real Property Tax Law regarding valuation of condominiums. DISPOSITION = Received & Filed
313. Town of Elma to Town Board -
Transmittal of resolution regarding proposal to amend Real Property Tax Law regarding valuation of condominiums. DISPOSITION = Received & Filed
314. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent, Building Inspector -
Draft copy of minutes of meeting held June 18, 2008. DISPOSITION = Received & Filed
315. Planning Board to Town Board -
Notice of tabling to meeting of July 2, 2008 regarding site plan for retail development project, 4817 Transit Road; comment noted. DISPOSITION = Received & Filed
316. Planning Board to Town Board -
Recommend approval regarding revised site plan for Wal-Mart Store, n.e. corner of William Street and Transit Road, condition noted. DISPOSITION = For Resolution

317. Planning Board to Town Board -
Recommend approval regarding site plan for Casey Machine Co., Inc., 74 Ward Road.
DISPOSITION = Planning Committee
318. Planning Board to Town Board -
Recommend approval regarding site plan for Greenfield Manor, 5953 Broadway; condition noted. DISPOSITION = Planning Committee
319. Village of Lancaster to Town Board -
Minutes of meeting held June 9, 2008. DISPOSITION = Received & Filed
320. Village of Lancaster to Town Board -
Minutes of meeting held June 16, 2008. DISPOSITION = Received & Filed
321. Carol A. Leonardi to Supervisor -
Letter of appreciation of efforts regarding parking situation on Shadyside Lane and Pheasant Run Lane. DISPOSITION = Public Safety Committee
322. Highway Superintendent to Planning Board Chairman -
Notice of no concerns regarding site plan of West Herr Toyota Car Dealership, Transit Road north of Genesee Street. DISPOSITION = Planning Committee
323. David E. Williams, Jr. to Building & Zoning Department -
Letter of inquiry regarding speed limit on Schwartz Road between Westwood Road and Erie Street. DISPOSITION = Police Chief
324. Town Attorney to Town Board -
Notice of SEQR meeting to be held Monday, July 7, 2008, 6:30 PM regarding site plan for Wal-Mart Store, Transit Road and William Street. DISPOSITION = Received & Filed
325. Town Clerk to Various News Media -
Notice of SEQR meeting to be held Monday, July 7, 2008, 6:30 PM regarding site plan for Wal-Mart Store, Transit Road and William Street. DISPOSITION = Received & Filed
326. NYS DOT to Town Attorney -
Notice of Lead Agency Designation regarding site plan for West-Herr Toyota Car Dealership; comments noted. DISPOSITION = Planning Committee
327. General Crew Chief to Planning Board, Council Members Abraham, Ruffino, & Stempniak -
Notice of non-compliance by developer of recommendations made by Town Forestry Department regarding revised site plan for Benderson Retail Development, 4817 Transit Road.
DISPOSITION = Planning Committee
328. Karen H. Shafer to Town Board -
Notice of annual Garden Walk on July 19 - 20, 2008. DISPOSITION = Received & Filed
329. Highway Superintendent to Town Board -
Request resolution to hire seasonal employee. DISPOSITION = Resolution 7/7/08
330. Executive Director, Youth Bureau to Supervisor -
Request resolution to appoint individuals to various positions. DISPOSITION = Resolution 7/7/08
331. General Crew Chief to Supervisor -
Request resolution to hire seasonal employees. DISPOSITION = Resolution 7/7/08
332. Chief of Police to Town Board -
Request resolution to appoint two police officers. DISPOSITION = Resolution 7/7/08
333. Village of Lancaster to Town Board -
Minutes of meeting held June 23, 2008. DISPOSITION = Received & Filed

